

EXHIBIT H

From: Beral, Arash
Sent: Thursday, March 20, 2025 8:40 PM
To: Murphy, Michael D.; Malynn, Todd M.
Cc: Zollicoffer, Jordan; James, Pauletta
Subject: RE: Meet and Confer items

Mike:

I'm going on a 12+ hour day here and my eyes are glazing over. I'm also in depositions or hearings every day over the next couple weeks with multiple trials coming up. I'll try to connect with Todd tomorrow to see when he's available to confer and also with the clients over the weekend. My quick comments are below since you requested a response today:

First, #3 is fine.

As to #1, please specifically identify the issues you want to confer about so that we can study it before a meeting. I think Todd has asked for this already.

As to #2, I personally don't think your proposal makes sense for our clients. We've been diligently complying with the Case Management Order and we did not file a request for an extension of the CMO either. Since your side didn't address our extension request back in November/December, we treated the CMO to be final especially given its language that it should be treated as being final, as well as Judge Blumenfeld's admonitions to other parties in other cases each time we appeared in Court that dates are final. And certainly, at this late juncture, you can't expect us to prejudice our clients with wholesale revisions to the CMO which would essentially enable you to hit the reset button on waived percipient discovery deadlines, expert discovery deadlines, MSJ deadlines, etc. Moreover, every day of delay with a preliminary injunction hanging over our clients' heads is prejudicial (not to mention almost all of PCJV's franchisees now claiming to "rescind"); our clients want to vindicate their rights ASAP. That said, I will discuss your proposal with our clients and if they wish to agree to it or have a counter-proposal, I will let you know.

Re: #4, SPAVI is required to produce documents this week. It's already been months that we've been chasing this down. We trust that you will comply with the Magistrate Judge's Order and produce documents tomorrow. In addition, SPAVI is to provide the search terms it is using to ensure that it has gathered all responsive documents subject to the limitations stated in the Order. We cannot delay any further, especially when the discovery motion hearing deadline is April 11. Please comply. As to our written request last Friday to meet and confer over SPAVI's discovery responses as to our second set of discovery requests, this must also be brought to the Magistrate Judge's attention ASAP given the April 11 deadline. I will ask Todd to propose a joint agenda on that tomorrow.

Best,

Arash Beral | BLANKROME
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From: Murphy, Michael D. <mdmurphy@foxrothschild.com>
Sent: Thursday, March 20, 2025 3:04 PM
To: Beral, Arash <arash.beral@blankrome.com>; Malynn, Todd M. <Todd.Malynn@BlankRome.com>

Cc: Zollicoffer, Jordan <JZollicoffer@foxrothschild.com>; James, Pauletta <PJJames@foxrothschild.com>

Subject: Meet and Confer items

Arash and Todd:

1. **Pleading Challenges: Please advise today** as to three times you can meet and confer with Jordan and I regarding a Rule 12 Motion and Motion for Judgment on the Pleadings on behalf of SPAVI, SPAVI US, Cinco, and the Singapore entity. The Motion will be challenging each of the causes of action in the Third Party Complaint / Counterclaim under 12(b)(6) and for failing under Iqbal and Twombly. As for SPAVI we will also be challenging a host of your affirmative defenses and seeking to have them dismissed as well. When you propose dates and times, please keep in mind that once you send us the subpoenas / or we agree to waive service, we only have 12 days to file and our LR 7-3 meet and confer has to be within time sufficient to accomplish that. I can be available tomorrow afternoon. I would prefer it be before 1, because Jordan is on the East Coast.
2. **Trial Schedule:** Rather than us going back and forth as to who was supposed to propose a schedule, given that this was first asked of us by you in December, we propose the below schedule, which I think I can get buy in on with respect to Cinco as well as the additional SPAVI parties you named. We are giving up a lot with respect to time for Cinco's role, as a courtesy. I cannot guarantee its agreement but lets all of us come to an agreement and then I will work with them. We would like to also include in here that for any deadlines that passed, that deadline is extended as if it did not yet toll. This avoids anyone playing games with respect to meeting and conferring as to outstanding discovery (both of us could do so, so let's nip it in the bud). If we can agree on this over the next 24 hours, I will obtain a waiver of service. **Please respond to this proposed schedule by noon tomorrow.**
3. **Contempt Damages:** Regarding fees in contempt, I owe you some additional backup here. I have not had the time to sit down and get you revised redactions showing that we in fact did reduce Kenny's time in each entry where other tasks were identified. I would like to ask the Court for an extra week. **Please confirm this is acceptable.**
4. **Meet and Confer on Discovery:** I noted your letter last Friday. I would like us to complete the meet and confer as to the pleading challenges first, and then we can address document productions, responses, on all sides. I believe an in person meet and confer is advisable. Please note: our production with respect to what was discussed at the IDC got delayed because of things out of my control. We would like to propose the dates on that be extended by 10 days as to each.

Thank you,

Trial <input type="checkbox"/> Court <input type="checkbox"/> Jury a.m.)	(Mon., 8:30	August 4, 2025 January 5, 2026
Pretrial Conference (including hearing on motions in limine)	(Fri., 9:30 a.m.)	July 18, 2025 December 19, 2025
Deadline to Complete Rule 26 Disclosures or Amended Disclosures		April 16, 2025

Motion to Amend Pleadings/Add Parties (Hearing Deadline)	November 8, 2024	April 30, 2025
Discovery Deadline - Nonexpert	March 14, 2025	August 15, 2025
Discovery Deadline - Expert	April 11, 2025	September 11, 2025
Initial Expert Disclosure	February 28, 2025	August 1, 2025
Rebuttal Expert Disclosure	March 14, 2025	August 15, 2025
Discovery Motion Hearing Deadline^[1]	April 11, 2025	September 11, 2025
Non-Discovery Motion Hearing Deadline	April 25, 2025	September 26, 2025
Settlement Conference Deadline <input type="checkbox"/> 1. Mag. J. <input type="checkbox"/> 2. Panel <input type="checkbox"/> 3. Private	May 9, 2025	October 10, 2025
Post-Settlement Status Conf. (Fri., 8:30 a.m.):	May 23, 2025	October 24, 2025
Joint Status Report Due (7 days before <i>by 9:00 a.m.</i>):	May 16, 2025	October 17, 2025
Trial Filings (First Set) Deadline	June 20, 2025	November 21, 2025
Trial Filings (Second Set) Deadline	July 7, 2025	December 8, 2025

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^[1] A motion seeking or opposing further nonexpert discovery must be heard on or before the nonexpert discovery deadline.